

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOHN C. MCBRIDE, :
: Plaintiff, :
: v. : Civil Action No. 08-128-JJF
: MICHAEL J. ASTRUE, :
Commissioner of Social :
Security, :
Defendant. :
:

ORDER

NOW THEREFORE, the Court having previously issued an Order granting Plaintiff's application to proceed without prepayment of fees under 28 U.S.C. § 1915 (D.I. 5);

IT IS HEREBY ORDERED:

1. Pursuant to Fed. R. Civ. P. 4(c)(2) and (i) and 20 C.F.R. § 423.1, Plaintiff shall provide "U.S. Marshal-285" forms for **the Commissioner of Social Security/Social Security Administration, Office of General Counsel, Region III, P.O. Box 41777, Philadelphia, PA 19101; the United States Attorney for the District of Delaware, The Nemours Building, 1007 Orange Street, Suite 700, P. O. Box 2046, Wilmington, DE 19899-2046; and the Attorney General of the United States, U.S. Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001.** Plaintiff shall also provide the Court with three (3) copies of the Complaint (D.I. 2) for service upon the **Commissioner of Social Security/Social Security Administration, Office of General**

Counsel, Region III; the United States Attorney for the District of Delaware; and the Attorney General of the United States. Failure to provide the required number of copies of the USM-285 forms and the Complaint within 120 days of the date of this Order may result in the Complaint being dismissed or Defendant being dismissed pursuant to Fed. R. Civ. P. 4(m).

2. Upon receipt of the completed "U.S. Marshal 285" form(s), the United States Marshal shall serve a copy of the Complaint and this Order upon Defendant as directed by Plaintiff. All costs of service shall be advanced by the United States.

3. No communication, including pleadings, briefs, statement of position, etc., will be considered by the court in this civil action unless the documents reflect proof of service upon the parties or their counsel.

May 13, 2008

DATE

Joseph J. Farnan Jr.
UNITED STATES DISTRICT JUDGE